IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

DeCaprio, Seppala and Rizq

Application No.:

09/970459

Filed:

October 2, 2001

For:

STENT DELIVERY WITH MEMBRANE

Examiner:

Group Art Unit:

3738

Commissioner for Patents Washington, D.C. 20231

Docket No.: S63.2R-10083-US

TRANSMITTAL LETTER

1. In regard to the above-identified application, we are submitting the attached: 5 pg Information Disclosure Statement; 4 references; VAS transmittal

2. With respect to fees:

No additional fee is required.

Attached are checks in the amount of

□ Charge additional fee to our Deposit Account No. 22-0350.

CONDITIONAL PETITION AND FEE FOR EXTENSION OF TIME

3. This conditional petition is being filed along with the papers identified in Item 1 above and provides for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time. If any extension of time for the accompanying response is required, Applicant requests that this be considered a petition therefor.

4. Please charge any additional fees or credit overpayment associated with this communication to the Deposit Account No. 22-0350.

VIDAS, ARRETT & STEINKRAUS

Dated: Sept 26, 2002

By:

RICHARD A. ARRETT, ESQ

Registration No. 33,153

6109 Blue Circle Drive Minnetonka, MN 55343 952-563-3000 – phone 952-563-3001 - fax

Certificate Under 37 CFR 1.8: Lhereby certify that this Transmittal Letter and the paper(s) as described herein, are being deposited in the U.S. Postal Service, as FIRST-CLASS MAL-addressed to Commissioner for Patents, Washington D.C. 20231, on Sept. 10, 2002

Julie K. Emerson

RECEIVED OCT - 3 2002

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